Service Associates, Inc.

SCANNED

24 West Main Street
Suites 209 & 210
Brevard, North Carolina 28712
828-885-2832 – 828.221.0602 FAX

DOCKEY FILE COPY ORIGINAL

MECEIVED & INSPECTED

MAY 2 9 2007

FCC - MAILROOM

May 24, 2007

FCC Request for Waiver Marlene H. Dortch, Secretary Federal Communications Commission Office of the Secretary 9300 East Hampton Drive Capitol Heights, MD 20743

Re:

Request of Waiver CC Docket No. 02-6

To Whom It May Concern:

This Request of Waiver is being filed on behalf of the applicant. I am the Block 1 contact person for the applicant. My contact information is as follows:

Tom Traywick

Service Associates, Inc. 24 West Main Street Suites 209 & 210 Brevard, NC 28712

ttraywick@serviceassoc.com

828-885-2832 828.221.0602 FAX

Applicant Contact:

Donnie Elder, Director of Technology Spartanburg County School District 3

Post Office Box 267 Glendale, SC 29346 dmelder@spa3.k12.sc.us (864) 579-8000 x216 (864) 579-8005 FAX

Grounds for Request of Waiver:

The Deadline for Filing the Appeal was unintentionally missed because of the extreme focus and emphasis placed on the workload associated with FY2007 Application Deadlines and Item 21 Attachments. It is especially frustrating to the applicant as the denial of funding for this FRN was such an obvious error by USAC.

Regarding:

Funding Commitment Decision Letter:

Date of Letter

December 20, 2006

Applicant

Spartanburg County School District 3

Billed Entity Number

127162

Form 471 Application Number

503828

Funding Request Number

1386140

No. of Copies rec'd UList ABCDE

May 24, 2007 Request for Waiver FRN 1386140 Page 2 of 2

Closing:

We respectfully request the deadline for appeals be waived in this case.

Thank you for your assistance regarding this matter.

Sincerely,

Tom Traywick, Jr. Senior Compliance Analyst Service Associates, Inc.

EC: April 23, 2007 Letter Appeal

Service Associates, Inc.

24 West Main Street
Suites 209 & 210
Brevard, North Carolina 28712
800.396.9950
ttraywick@serviceassoc.com

April 23, 2007

Letter of Appeal Schools and Libraries Division Box 125 – Correspondence Unit 80 South Jefferson Road Whippany, NJ 07981

Re: Request for Deadline Relief.

Appeal of funding decision for Form 471 Application Number 503828 FRN 1386140.

To Whom It May Concern:

Please excuse the lateness of this appeal. The deadline for filing this appeal was missed due to an unintentional ministerial error that occurred during the work load associated with FY2007 Applications and Item 21 Attachments.

This appeal is being filed on behalf of the applicant. I am the Block 1 contact person for the applicant. My contact information is as follows:

Tom Traywick
Service Associates, Inc.
24 West Main Street
Suites 209 & 210
Brevard, NC 28712
ttraywick@serviceassoc.com

800.396.9950

Applicant Contact:

Donnie Elder, Director of Technology Spartanburg County School District 3

PO Box 267

Glendale, SC 29346 <u>dmelder@spa3.k12.sc.us</u> (864) 579-8000 x216 (864) 579-8005 FAX This appeal letter requests that the SLD reverse the denial of funding of the referenced FRN.

Regarding:

Funding Commitment Decision Letter:

Date of Letter

December 20, 2006

Applicant

Spartanburg County School District 3

Billed Entity Number

127162

Form 471 Application Number

503828

Funding Request Number

1386145

The "Funding Commitment Decision Explanation" given in the FCDL is: "Invalid Telecom Carrier – This FRN is a request for Telecommunications Service from a carrier that does not provide telecommunications on a common carriage basis."

Grounds for Appeal

The decision of the reviewers is in error. Metrocall (143003033) is an "Eligible Telecomm Provider" – See Attached – and has been for years.

Please excuse the lateness of this appeal. The deadline for filing this appeal was missed due to an unintentional ministerial error that occurred during the work load associated with FY2007 Applications and Item 21 Attachments.

Attachments

We have attached a copy of:

- 1. the FCDL Funding Commitment Report 503828 dated 12/20/2006
- 2. "SPIN and BEAR Contact Search Results" for SPIN 143003033

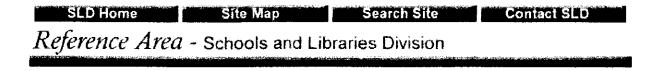
Closing

We respectfully request that this decision be reversed and that Form 471 Application Number 503828 FRN 1386140 be funded.

The applicant, the service provider and I all thank you for your kind attention to this matter. Rlease contact me if you have any questions or need additional information.

Sincerely

Tom Traywick, Ji Service Associates, Inc



SPIN and BEAR Contact Search Results

Note to Applicants: Please check the address information to ensure you are contacting the correct Service Provider.

The absence of a "Y" in the Eligible Telecomm Provider column may simply indicate that the company has not yet been researched by the SLD to determine if it is eligible to provide telecommunications services. Applicants are reminded that they should confirm this and all other information with their Service Provider.

Page 1 of 1 Results 1 - 1 of 1

SPIN	Service Provider Name	Contact Name	Contact Address	Contact Phone	Eligible Telecomm Provider	SPAC Filed
143003033	Metrocall, Inc.	Matthew A Ford	6910 Richmond Hwy MS 082, Alexandria, VA 22306	703660- 6677	Y	1998 2002 2003 2004 2005 2006 2007

New Search Done

Questions about the SLD Program? Call our Client Service Bureau at (888) 203-8100.

For web site questions or comments please use the Get Help! form.



Universal Service Administrative Company

Schools & Libraries Division

FUNDING COMMITMENT DECISION LETTER (Funding Year 2006: 07/01/2006 - 06/30/2007)

December 20, 2006

TOM TRAYWICK SPARTANBURG COUNTY SCH DIST 3 POST OFFICE BOX 329 CEDAR MOUNTAIN, NC 28718-0329

Re: Form 471 Application Number: 503828 Billed Entity Number (BEN): 127162 Billed Entity FCC RN: 0010002020 Applicant's Form Identifier: TS

Thank you for your Funding Year 2006 application for Universal Service Support and for any assistance you provided throughout our review. The current status of the funding request(s) in the Form 471 application cited above and featured in the Funding Commitment Report(s) (Report) at the end of this letter is as follows.

- The amount, \$53,021.57 is "Approved." - The amount, \$2,599.35 is "Denied."

Please refer to the Report on the page following this letter for specific funding request decisions and explanations. The Universal Service Administrative Company (USAC) is also sending this information to your service provider(s) so preparations can begin for implementing your approved discount(s) after you file Form 486 (Receipt of Service Confirmation Form). A guide that provides a definition for each line of the Report precedes the Report.

A list of Important Reminders and Deadlines is included with this letter to assist you throughout the application process.

NEXT STEPS

- Work with your service provider to determine if you will receive discounted bills or if you will request reimbursement from USAC after paying your bills in full
- Review technology planning approval requirements
- Review CIPA requirements
- File Form 486
- Invoice USAC using the Form 474 (service provider) or Form 472 (Billed Entity) as products and services are being delivered and billed

TO APPEAL THIS DECISION:

If you wish to appeal a decision in this letter, your appeal must be received by USAC or postmarked within 60 days of the date of this letter. Failure to meet this requirement will result in automatic dismissal of your appeal. In your letter of appeal:

- 1. Include the name, address, telephone number, fax number, and (if available) email address for the person who can most readily discuss this appeal with us.
- 2. State outright that your letter is an appeal. Include the following to identify the letter and the decision you are appealing: - Appellant name,

 - Applicant name and service provider name, if different from appellant,
 Applicant BEN and Service Provider Identification Number (SPIN),
 Form 471 Application Number 503828 as assigned by USAC,
 "Funding Commitment Decision Letter for Funding Year 2006," AND

 - The exact text or the decision that you are appealing.

- Please keep your letter to the point, and provide documentation to support your appeal. Be sure to keep a copy of your entire appeal, including any correspondence and documentation.
- 4. If you are the applicant, please provide a copy of your appeal to the service provider(s) affected by USAC's decision. If you are the service provider, please provide a copy of your appeal to the applicant(s) affected by USAC's decision.
- 5. Provide an authorized signature on your letter of appeal.

To submit your appeal to USAC by email, email your appeal to appeals@sl.universalservice.org. USAC will automatically reply to incoming emails to confirm receipt.

To submit your appeal to USAC by fax, fax your appeal to (973) 599-6542.

To submit your appeal to USAC on paper, send your appeal to:

Letter of Appeal Schools and Libraries Division - Correspondence Unit 100 South Jefferson Road P.O. Box 902 Whippany, New Jersey 07981

While we encourage you to resolve your appeal with USAC first, you have the option of filing an appeal directly with the Federal Communications Commission (FCC). You should refer to CC Docket No. 02-6 on the first page of your appeal to the FCC. Your appeal must be received by the FCC or postmarked within 60 days of the date of this letter. Failure to meet this requirement will result in automatic dismissal of your appeal. We strongly recommend that you use the electronic filing options described in the "Appeals Procedure" posted in the Reference Area of our website. If you are submitting your appeal via United States Postal Service, send to: FCC, Office of the Secretary, 445 12th Street SW, Washington, DC 20554.

NOTICE ON RULES AND FUNDS AVAILABILITY

An applicants' receipt of funding commitments is contingent on their compliance with all statutory, regulatory, and procedural requirements of the Schools and Libraries Program. Applicants who have received funding commitments continue to be subject to audits and other reviews that USAC and/or the FCC may undertake periodically to assure that funds that have been committed are being used in accordance with all such requirements. USAC may be required to reduce or cancel funding commitments that were not issued in accordance with such requirements, whether due to action or inaction, including but not limited to that by USAC, the applicant, or the service provider. USAC, and other appropriate authorities (including but not limited to the FCC), may pursue enforcement actions and other means of recourse to collect improperly disbursed funds. The timing of payment of invoices may also be affected by the availability of funds based on the amount of funds collected from contributing telecommunications companies.

Schools and Libraries Division Universal Service Administrative Company

A GUIDE TO THE FUNDING COMMITMENT REPORT

A report for each funding request in your application is attached to this letter. We are providing the following definitions for the items in that report.

FORM 471 APPLICATION NUMBER: The unique identifier assigned to a Form 471 application by USAC.

FUNDING REQUEST NUMBER (FRN): A Funding Request Number is assigned by USAC to each Block 5 of your Form 471. This number is used to report to applicants and service providers the status of individual funding requests submitted.

FUNDING STATUS: Each FRN will have one of the following statuses:

- 1. "Funded" the FRN is approved for support. The funding level will generally be the level requested unless USAC determined during the application review process that some adjustment is appropriate.
- 2. "Not Funded" the FRN is one for which no funds were committed. The reason for the decision will be briefly explained in the "Funding Commitment Decision Explanation." An FRN may be "Not Funded" because the request does not comply with program rules, or because the total amount of funding available for the Funding Year was insufficient to fund all requests.
- 3. "As Yet Unfunded" a temporary status assigned to an FRN when USAC is uncertain at the time the letter is sent about whether sufficient funds exist to make commitments for requests for Internal Connections Other than Basic Maintenance or Basic Maintenanc of Internal Connections at a particular discount level. For example, if your application included requests for discounts on both Telecommunications Services and Internal Connections, you might receive a letter with funding commitments for your Telecommunications Services funding requests and with an "As Yet Unfunded" status on your Internal Connections requests. You would receive one or more subsequent letters regarding the funding decisions on your Internal Connections requests.

CATEGORY OF SERVICE: The type of service ordered from the service provider, as shown on your Form 471.

FORM 470 APPLICATION NUMBER: The Form 470 Application Number associated with this FRN from Block 5, Item 12 of the Form 471.

SPIN (Service Provider Identification Number): A unique number assigned by USAC to service providers seeking payment from the Universal Service Fund Programs. A SPIN is also used to verify delivery of services and to arrange for payment.

SERVICE PROVIDER NAME: The legal name of the service provider.

CONTRACT NUMBER: The number of the contract between the eligible party and the service provider, if a contract number was provided on your Form 471.

BILLING ACCOUNT NUMBER: The account number that your service provider has established with you for billing purposes, if a Billing Account Number was provided on your Form 471.

SERVICE START DATE: The Service Start Date for this FRN from Block 5, Item 19 of your Form 471.

CONTRACT EXPIRATION DATE: The Contract Expiration Date for this FRN from Block 5, Item 20b of your Form 471, if a contract expiration date was provided on your Form 471.

SITE IDENTIFIER: The Entity Number listed in Form 471, Block 5, Item 22a for "site specific" FRNs only.

NUMBER OF MONTHS RECURRING SERVICE PROVIDED IN FUNDING YEAR: The number of months of service that has been approved for the funding year, for recurring services.

ANNUAL PRE-DISCOUNT AMOUNT FOR ELIGIBLE RECURRING CHARGES: Eligible monthly pre-discount amount approved for recurring charges multiplied by number of months of recurring service approved for the funding year.

ANNUAL PRE-DISCOUNT AMOUNT FOR ELIGIBLE NON-RECURRING CHARGES: Annual eligible non-recurring charges approved for the funding year.

PRE-DISCOUNT AMOUNT: Amount in Form 471, Block 5, Item 231, as determined through the application review process.

DISCOUNT PERCENTAGE APPROVED BY USAC: The discount rate that USAC approved for this service.

FUNDING COMMITMENT DECISION: The total amount of funding that USAC has reserved to reimburse your service provider for the approved discounts for this service for this funding year. It is important that both you and your service provider recognize that USAC should be invoiced and that disbursement of funds will be made only for eligible, approved services actually rendered.

FUNDING COMMITMENT DECISION EXPLANATION: This entry provides an explanation of the amount in the "Funding Commitment Decision."

FCDL DATE: The date of this Funding Commitment Decision Letter (FCDL).

WAVE NUMBER: The wave number assigned to FCDLs issued on this date.

LAST ALLOWABLE DATE FOR DELIVERY AND INSTALLATION FOR NON-RECURRING SERVICES: The last date approved by the FCC for delivery and installation of eligible non-recurring services (e.g., equipment). (The last allowable date for delivery and installation of recurring services is always the last day of the fund year, that is, June 30, 2007 for Funding Year 2006.)

FUNDING COMMITMENT REPORT Billed Entity Name: SPARTANBURG COUNTY SCH DIST 3

BEN: 127162 Funding Year: 2006

Form 471 Application Number: 503828 Funding Request Number: 1386140
Funding Status: Not Funded
Category of Service: Telecommunications Service
Form 470 Application Number: 523030000558269
SPIN: 143003033 Service Provider Name: Metrocall, Inc. Contract Number: MTM Contract Number: MTM
Billing Account Number: N/A
Service Start Date: 07/01/2006
Contract Expiration Date: 06/30/2007
Number of Months Recurring Service Provided in Funding Year: 12
Annual Pre-discount Amount for Eligible Recurring Charges: \$3,560.76
Annual Pre-discount Amount for Eligible Non-recurring Charges: \$.00
Pre-discount Amount: \$3,560.76
Discount Percentage Approved by the USAC: N/A
Funding Commitment Decision: \$0.00 - Invalid Telecom Carrier
Funding Commitment Decision Explanation: This FRN is a request for
Telecommunications Service from a carrier that does not provide telecommunications on
a common carriage basis. a common carriage basis.

FCDL Date: 12/20/2006 Wave Number: 036

Last Allowable Date for Delivery and Installation for Non-Recurring Services: 09/30/2007

Funding Request Number: 1386145

Funding Request Number: 1386145
Funding Status: Funded
Category of Service: Telecommunications Service
Form 470 Application Number: 523030000558269
SPIN: 143001192
Service Provider Name: AT&T Corporation
Contract Number: MTM
Billing Account Number: N/A
Service Start Date: 07/01/2006
Contract Expiration Date: 06/30/2007
Number of Months Recurring Service Provided in Funding Year: 12
Annual Pre-discount Amount for Eligible Recurring Charges: \$5,688.00
Pre-discount Amount: \$5,688.00

Pre-discount Amount: \$5,688.00 Discount Percentage Approved by the USAC: 73% Funding Commitment Decision: \$4,152.24 - FRN approved as submitted

FCDL Date: 12/20/2006 Wave Number: 036

Last Allowable Date for Delivery and Installation for Non-Recurring Services: 09/30/2007

FUNDING COMMITMENT REPORT Billed Entity Name: SPARTANBURG COUNTY SCH DIST 3

BEN: 127162 Funding Year: 2006

Form 471 Application Number: 503828 Funding Request Number: 1386168 Funding Status: Funded Category of Service: Telecommunications Service Form 470 Application Number: 523030000558269 SPIN: 143021346 SPIN: 143021346
Service Provider Name: Verizon Business MCI
Contract Number: MTM
Billing Account Number: N/A
Service Start Date: 07/01/2006
Contract Expiration Date: 06/30/2007
Number of Months Recurring Service Provided in Funding Year: 12
Annual Pre-discount Amount for Eligible Recurring Charges: \$917.04
Annual Pre-discount Amount for Eligible Non-recurring Charges: \$.00
Pre-discount Amount: \$917.04
Discount Percentage Approved by the USAC: 73%
Funding Commitment Decision: \$669.44 - FRN approved as submitted FCDL Date: 12/20/2006 Wave Number: 036 Last Allowable Date for Delivery and Installation for Non-Recurring Services: 09/30/2007 Funding Request Number: 1386190 Funding Status: Funded
Category of Service: Telecommunications Service
Form 470 Application Number: 523030000558269
SPIN: 143004824 Service Provider Name: BellSouth Telecommunications, Inc. Contract Number: T Service Provider Name: BellSouth Telecommunications, Inc.
Contract Number: T
Billing Account Number: N/A
Service Start Date: 07/01/2006
Contract Expiration Date: 06/30/2007
Number of Months Recurring Service Provided in Funding Year: 12
Annual Pre-discount Amount for Eligible Recurring Charges: \$36,573.72
Annual Pre-discount Amount for Eligible Non-recurring Charges: \$.00
Pre-discount Amount: \$36,573.72
Discount Percentage Approved by the USAC: 73%
Funding Commitment Decision: \$26,698.82 - FRN approved as submitted

FCDL Date: 12/20/2006
Wave Number: 036
Last Allowable Date for Delivery and Installation for Non-Recurring Services: 09/30/2007

FUNDING COMMITMENT REPORT Billed Entity Name: SPARTANBURG COUNTY SCH DIST 3 BEN: 127162

Funding Year: 2006

Form 471 Application Number: 503828
Funding Request Number: 1388289
Funding Status: Funded
Category of Service: Telecommunications Service
Form 470 Application Number: 439880000503953
SPIN: 143000677
Service Provider Name: Verizon Wireless
Contract Number: CIO98.02AMEN
Billing Account Number: N/A
Service Start Date: 07/01/2006
Contract Expiration Date: 06/30/2007
Number of Months Recurring Service Provided in Funding Year: 12
Annual Pre-discount Amount for Eligible Recurring Charges: \$29,453.52
Annual Pre-discount Amount for Eligible Non-recurring Charges: \$.00
Pre-discount Amount: \$29,453.52
Discount Percentage Approved by the USAC: 73%
Funding Commitment Decision: \$21,501.07 - FRN approved as submitted

FCDL Date: 12/20/2006
Wave Number: 036
Last Allowable Date for Delivery and Installation for Non-Recurring Services: 09/30/2007



Schools and Libraries Division Correspondence Unit 100 South Jefferson Road P.O. Box 902 Whippany, New Jersey 07981

TIME SENSITIVE MATERIAL

00076
TOM TRAYWICK
SPARTANBURG COUNTY SCH DIST 3
POST OFFICE BOX 329
CEDAR MOUNTAIN, NC 28718-0329

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IMPORTANT REMINDERS & DEADLINES

Form 471 Application Number: 503828 Billed Entity Number: 127162 Name of Billed Entity: SPARTANBURG COUNTY SCH DIST 3

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YOUR NEXT STEPS IN THE APPLICATION PROCESS: Following are steps to assist you through the application process. Web page URLs are included to facilitate access to additional information on USAC's website.

REVIEW TECHNOLOGY PLANNING REQUIREMENTS - Program rules require a technology plan based on an assessment of needs and that those plans be approved before the start of services. See "Develop a Technology Plan" at http://www.usac.org/sl/applicants/step02/ for information about technology plan requirements and approvals.

REVIEW CHILDREN'S INTERNET PROTECTION ACT (CIPA) REQUIREMENTS - CIPA compliance is required for requests for Internet Access, Internal Connections and Basic Maintenance discounts. For information about CIPA requirements and certifications, see "Children's Internet Protection Act (CIPA)" at http://www.usac.org/sl/applicants/step10/cipa.aspx for information about CIPA and its requirements.

FILE FORM 486 - You must notify USAC of the start of service, the name of your USAC-certified technology plan approver and your compliance with CIPA on Form 486. See "Begin Receipt of Services" on our website at http://www.usac.org/sl/applicants/step10/.

FORM 486 DEADLINE - The Form 486 must be postmarked no later than 120 days after the Service Start Date featured in the Form 486 Notification Letter or no later than 120 days after the date of the Funding Commitment Decision Letter, whichever is later. Use the "Deadlines" calculator on our website at http://www.usac.org/sl/tools/deadlines to calculate your Form 486 deadline.

INVOICE USAC - After eligible services have been delivered, invoice USAC to request reimbursement of approved discounts. For information about requesting reimbursement from USAC, see "Invoice USAC" on our website at http://www.usac.org/sl/applicants/step11/

INVOICE DEADLINE - Invoices must be postmarked no later than 120 days after the last date to receive service - including extensions - or 120 days after the date of the Form 486 Notification Letter, whichever is later. Use the "Deadlines" calculator on our website at http://www.usac.org/sl/tools/deadlines to calculate your invoice deadline.

DOCUMENT RETENTION - Documents related to the receipt of discounts must be retained for at least five years after the last day of service delivered. For more information, see "Document Retention Requirements" on our website at http://www.usac.org/sl/about/document-retention-requirements/default.aspx.

OBLIGATION TO PAY NON-DISCOUNT PORTION/FREE SERVICES ADVISORY - Applicants are required to pay the non-discount portion of the cost of the products and/or services. Service providers are required to bill applicants for the non-discount portion. For further information, see "Obligation to Pay Non-Discount Portion" on our website at http://www.usac.org/sl/applicants/step11/obligation-to-pay.aspx and "Free Services Advisory" at http://www.usac.org/sl/applicants/step06/free-services-advisory.aspx.

SUSPENSION AND DEBARMENT - Persons who have been convicted of criminal violations or held civilly liable for certain acts arising from their participation in the Schools and Libraries Program are subject to suspension and debarment from the program. More information and a current list of persons who have been suspended or debarred is posted in "Suspensions and Debarments" on our website at http://www.usac.org/sl/about/suspensions-debarments.aspx.

COMPLETE PROGRAM INFORMATION - including more information on these reminders - is posted to the Schools and Libraries area of USAC's website at www.usac.org/sl. You may also contact our Client Service Bureau using the "Submit a Question" link on our website, toll-free by fax at 1-888-276-8736 or toll-free by phone at 1-888-203-8100.





Universal Service Administrative Company

Schools & Libraries Division

Administrator's Decision on Appeal - Funding Year 2006-2007

May 01, 2007

Tom Traywick, Jr Service Associates, Inc. 24 West Main Street Suites 209 & 210 Brevard, NC 28712

Re: Applicant Name: SPARTANBURG COUNTY SCH DIST 3

Billed Entity Number: 127162 Form 471 Application Number: 503828 Funding Request Number(s): 1386140

Decision Letter Date: December 20, 2006

Date Appeal Postmarked: April 24, 2007 Your Correspondence Dated: April 23, 2007

The Universal Service Administrative Company (USAC) received your request for a waiver of the 60 day deadline to file appeals for Funding Year 2006 of the Schools and Libraries Universal Service Support Mechanism.

Federal Communications Commission (FCC) rules do not permit USAC to consider requests for waivers. If you believe there is a basis for further examination of your request, you may file a waiver request with the FCC. You should refer to CC Docket No. 02-6 on the first page of your waiver request to the FCC. If you are submitting your waiver request via United States Postal Service, send to: FCC, Office of the Secretary, 445 12th Street SW, Washington, DC 20554. Further information and options for filing a waiver request with the FCC can be found in the "Appeals Procedure" posted in the Reference Area of the SLD section of the USAC website or by contacting the Client Service Bureau. We strongly recommend that you use the electronic filing options.

Schools and Libraries Division
Universal Service Administrative Company

cc: Donnie Elder

Tom Traywick, Jr Service Associates, Inc. 24 West Main Street Suites 209 & 210 Brevard, NC 28712

Billed Entity Number: 127162 Form 471 Application Number: Form 486 Application Number: 503828



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EP-13F February 2002

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